

JANE FISHER-BYRIALSEN
Fisher & Byrialsen, PC
4600 S. Syracuse Street
Denver, CO 80137
jane@fblaw.org

JEAN D. BARRETT
Ruhnke & Barrett
47 Park Street
Montclair, NJ 07042
jeanbarrett@ruhnkeandbarrett.com

Attorney for: FRANCIS CLEMENT

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

FRANCIS CLEMENT,

Defendant.

**MOTION FOR NOTICE OF ORDER OF
PRESENTATION OF
GOVERNMENT'S TRIAL WITNESSES
AND FOR A GOOD-FAITH EXHIBIT
LIST IN ORDER OF PRESENTATION
AT TRIAL**

Date: Dec. 4, 2024

Time: 10:00 a.m.

**Place: Honorable Jennifer Thurston
Courtroom 4**

Defendant Francis Clement, though his counsel Jane Fisher-Byrialsen and Jean Barrett, hereby Defendant Francis Clement, by counsel, Jane Fisher-Byrialsen and Jean Barrett, hereby moves the Court to require the Government to provide a good faith list of the order of witnesses at trial and a good faith exhibit list in the order of anticipated presentation at trial.

In a case like this one, such notice is a sound trial management tool. Absent such notice, the trial would likely be subject to frequent interruptions.

1 Without notice there would be a risk the defense team may be unable to provide effective
2 assistance of trial counsel. It would cause a loss of efficiency, and significant jury delay,
3 inconvenience and irritation. The defense team has specific fact investigators assigned to certain
4 witnesses and counts. Without the requested notice, every single defense fact investigator will
5 have to be available in Fresno for the duration of the trial.

6 Respectfully submitted,

7 s/Jane Fisher-Byrialsen

8 JANE FISHER-BYRIALSEN

9 JEAN D. BARRETT

Attorneys for Francis Clement

10 CERTIFICATE OF SERVICE

11 I hereby certify that on this 20th day of November, 2024, I served a true and correct copy
12 of the foregoing via ECF to:

13 All counsel of record

14
15 Abby Clement

16 Paralegal